

Introduced by Senator WylandFebruary 18, 2010

An act to amend Section 33308.5 of the Education Code, relating to education.

LEGISLATIVE COUNSEL'S DIGEST

SB 1144, as introduced, Wyland. Education.

Existing law requires that program guidelines issued by the State Department of Education be designed to serve as a model or example and prohibits those guidelines from being prescriptive. Existing law requires the Superintendent of Public Instruction to review the guidelines before they are issued to local educational agencies.

This bill would make technical, nonsubstantive changes in these provisions.

Vote: majority. Appropriation: no. Fiscal committee: no.
State-mandated local program: no.

The people of the State of California do enact as follows:

- 1 SECTION 1. Section 33308.5 of the Education Code is
2 amended to read:
3 33308.5. (a) Program guidelines issued by the—State
4 ~~Department of Education~~ *department* shall be designed to serve
5 as a model or example, and shall not be prescriptive. Program
6 guidelines issued by the department shall include written
7 notification that the guidelines are merely exemplary, and that
8 compliance with the guidelines is not mandatory.
9 (b) The Superintendent of ~~Public Instruction~~ shall review all
10 program guidelines prepared by the ~~State Department of Education~~

1 ~~prior to department before~~ issuance to local ~~education~~ *educational*
2 agencies. The ~~superintendent~~ *Superintendent* shall approve the
3 proposed guidelines only if he or she determines that all of the
4 following conditions are met:
5 (1) The guidelines are necessary.
6 (2) The department has the authority to issue the guidelines.
7 (3) The guidelines are clear and appropriately referenced to,
8 and consistent with, existing statutes and regulations.